



Legislation Details (With Text)

File #: 14-301 **Name:** ORDINANCE NO. 2014-11 (REVISIONS TO CHAPTER 2, CODE ENFORCEMENT)

Type: Code Amendments

On agenda: 5/13/2014 **In control:** Village Council

Title: ORDINANCE NO. 2014-11 (REVISIONS TO CHAPTER 2, CODE ENFORCEMENT)

Final action: 2/1/2016

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING WELLINGTON CODE OF ORDINANCE CHAPTER 2 "ADMINISTRATION", ARTICLE IV "CODE ENFORCEMENT", DIVISON 1 "GENERALLY" AND DIVISION 2 "SUPPLE

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING WELLINGTON CODE OF ORDINANCE CHAPTER 2 "ADMINISTRATION", ARTICLE IV "CODE ENFORCEMENT", DIVISON 1 "GENERALLY" AND DIVISION 2 "SUPPLEMENTAL CODE THROUGH CITATIONS", TO REFLECT REVISIONS OF VIOLATIONS; TO REINSTATE OMITTED CODE SECTIONS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Code sections:

- Attachments:** 1. 1. Ordinance 2014-11 Chapter 2 Redlined Version, 2. 2. Ordinance 2014-11 Chpt 2 Clean Version, 3. 3. Legal Ad 5-13-14 Council 2nd Reading - Code of Ordinance Change

Date	Ver.	Action By	Action	Result
5/13/2014	2	Village Council	approved	Pass
5/12/2014	2	Village Council Workshop		

ITEM: ORDINANCE NO. 2014-11 (REVISIONS TO CHAPTER 2, CODE ENFORCEMENT)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING WELLINGTON CODE OF ORDINANCE CHAPTER 2 "ADMINISTRATION", ARTICLE IV "CODE ENFORCEMENT", DIVISON 1 "GENERALLY" AND DIVISION 2 "SUPPLEMENTAL CODE THROUGH CITATIONS", TO REFLECT REVISIONS OF VIOLATIONS; TO REINSTATE OMITTED CODE SECTIONS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

REQUEST: Approval of Ordinance No. 2014-11 amending Chapter 2, Code Enforcement.

EXPLANATION: The current "Violations and Penalties" section of the Citation Code does not reflect the revised code sections enacted with the adoption of the current Land Development Regulations and Codes of Ordinances. In addition, staff is correcting an error in the Noise Code Section, reinstating Code Section 36-33, "Specific Prohibitions". Section 36-33 was omitted in error with the adoption of Ordinance No. 2006-26. Removal of Wellington's super priority clause found in Section 2-199 (b) to reflect a Florida Supreme Court Decision. Staff is recommending the addition of citation Class V violations consisting of repeat violations of Class I, II, III and IV, increasing the potential fine from the existing \$250.00 to \$500.00 as outlined in Florida Statute 162 and Wellington Code Section 2-230. Amendments to reflect the removal of "Special Master" and additon of "Special Magistrate." Amendments to code Section 2-201 to reflect changes to FS 162.12 Notices. Changes contained in the draft are summarized in Table 1.

Section Number	Proposed Amendment
Code Section 2-199 (b)	Removes Wellington's super priority clause
Code Section 2-201	Amends current Notices section to reflect updates within FS 162.12 Notices
Code Section 2-229	Amends the current subsection 30-144 (a) - (f) to reflect the current subsections 30-144 (a) - (e) Water Conversation
Code Section 2-229	Amends the current ULDC to LDR Article 6 Zoning Districts
Code Section 2-229	Amends the current ULDC to LDR 6.4.4.96 Transient Sales
Code Section 2-229	Amends the current ULDC to LDR 7.5 Vegetation Removal
Code Section 2-229	Amends the current ULDC to LDR 7.14 Prohibited Signs
Code Section 2-229	Creates Citation Class V violations, increases amount to a maximum of \$500.00 for a second and additional repeat violation
Code Section 2-229	Amends the current ULDC to LDR Article 5 Chapter 5 Special Use Permit
Special Master	Replacement of the title Special Master to current title of Special Magistrate

BUDGET AMENDMENT REQUIRED: NO

PUBLIC HEARING: YES **QUASI-JUDICIAL:** NO

FIRST READING: **SECOND READING:** YES

LEGAL SUFFICIENCY: YES

FISCAL IMPACT: N/A

WELLINGTON FUNDAMENTAL: Neighborhood Renaissance

RECOMMENDATION: Approval of Ordinance No. 2014-11 amending Chapter 2, Code Enforcement.